IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

ORDER
IN
S.B. Civil Review Application No.71/1998
In
S.B. Civil Second Appeal No.201/1996

Nagar Parishad, Alwar
Versus
Mohan Lal S/o Shri Hiralal

Date of Order ::: 14.11.2006

Present
Hon'ble Mr. Justice Narendra Kumar Jain

Shri Satyavrat Sharma, Counsel for defendant-appellants
Shri Praveen Mandhana, Counsel for plaintiff-respondent

####

By the Court:-

Heard learned counsel for the parties on the application under Section 5 of the Limitation Act as well as on admission of the review application.

The review application has been filed after a delay of 211 days. I have considered the reasons mentioned in the application under Section 5 of the Limitation Act for condonation of delay in filing the review application and I am not satisfied with the reasonings given in the application and consequently the application under Section 5 of the Limitation Act is dismissed.

Apart from above, it is relevant to mention

that the first appellate court allowed the appeal of the plaintiff-respondent and passed a decree only to the extent that the plaintiff will not be removed without due process of law. The second appeal filed by the Municipal Council, Alwar, was dismissed by this court way-back on 19.7.1996 (by Hon'ble Mr. Justice R.S. Kejriwal, as he then was). I do not find any error in the order dated 19.7.1996 and there is no merit in the review application.

Consequently, the review application is dismissed being barred by limitation as well as on merits also.

(Narendra Kumar Jain) J.

//Jaiman//